

The 26th November, 1966

No. 350-3Lab-66/1265.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court Jullundur in respect of the dispute between the Workmen and Management of M/s New Chanab Co-operative Transport Society Limited, Ambala City.

BEFORE SHRI MANOHAR SINGH BAKHSHI, PRESIDING OFFICER, LABOUR COURT
JULLUNDUR

REFERENCE No. 108 OF 1966

between

THE WORKMEN AND THE MANAGEMENT OF M/S NEW CHANAB CO-OPERATIVE TRANSPORT
SOCIETY LIMITED, AMBALA CITY

Appearances—

Sarvshri Madhu Sudhan Sharan Cowshish and Sewa Singh, representatives of the workmen, and Sarvshri Roshan Lal Gupta and Jai Ram Das, representatives of the management.

AWARD

An Industrial dispute, regarding the matter formulated below having come into existence between the workmen and the management of M/s New Chanab Co-operative Transport Society Limited, Ambala City, the Punjab Government, in exercise of the powers conferred by clause (c) of sub-section (I) of section 10, read with the proviso to that sub-section, of the Industrial Disputes Act, 1947 referred the same to this Court for adjudication,— vide Labour Department notification No. 476-SP-III-Lab-I-66/21495 :—

Whether the workmen are entitled to bonus for the year 1964-65 at a higher rate than the minimum payable under the payment of Bonus Act, 1965 ? If so, with what details ?

2. In response to the notice issued to the parties, they put in appearance and the workmen filed the statement of claims and the management a rejoinder to the same. The workmen pleaded that M/s New Chanab Co-operative Transport Society Limited, Ambala City had made huge profits during the accounting year 1964-1965, ended 30th June, 1965, and therefore, they (workmen) were entitled to get bonus at the rate of 20% of the wages earned by them during that year.

The management pleaded that the Society had suffered a net deficit of Rs 9,196.00 odd, and as there was no allocable or available surplus for distribution as bonus, the workmen were only entitled to the minimum bonus permissible under the Payment of Bonus Act, 1965.

3. The pleadings of the parties gave rise to the following issue :—

Whether the workmen are entitled to bonus for the year 1964-1965 at a rate higher than the minimum payable under the Payment of Bonus Act, 1965 ; if so, what should be its quantum and other details ?

The case was fixed for parties, evidence for today, but before any evidence could be recorded, they arrived at a mutual settlement, and in terms of the statements made in the Court today by the representatives of the parties, the workmen, other than those transferred to the Tourist Co-operative Transport Society, Ambala City, should be paid bonus by the management for the year 1964-65 at 9% of the wages earned by them during that accounting year ended 30th June, 1965.

The parties are left to bear their own costs.

22nd October, 1966.

MANOHAR SINGH,
Presiding Officer,
Labour Court, Jullundur.

No. 108/66/2063, dated 25th October, 1966.

Forwarded in quadruplicate, to the Secretary to Government, Haryana, Labour Department, Chandigarh, as required by section 15 of the Industrial Disputes Act, 1947.

MANOHAR SINGH,
Presiding Officer,
Labour Court, Jullundur.

B. L. AHUJA,
Secretary to Government, Haryana,
Labour and Employment Department,